

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
NIHAL ERKAN, on behalf of herself and all
Others similarly situated,

Docket No. 23-cv-09553

Plaintiffs,

-against-

DAVID A. HIDALGO, M.D., P.C.,

Defendant.
-----X

**REPLY AFFIRMATION OF DAVID S. FEATHER
IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED COMPLAINT**

DAVID S. FEATHER, being an attorney duly admitted to practice in the Eastern
District of New York, hereby declares under penalty of perjury:

1. I am the sole member of Feather Law Firm, P.C., attorneys for Defendant
David A. Hidalgo, M.D., P.C. in the above-captioned matter. I submit this
Reply Affirmation in support of the Defendant's motion to dismiss Plaintiff's
First Amended Complaint.
2. Attached hereto as Exhibit "A" is a true and accurate copy of a printout from
the website of the American Academy of Facial Plastic and Reconstructive
Surgery, Inc, of facial plastic surgeons within a ten (10) mile radius of
Plaintiff's residence.
3. Attached hereto as Exhibit "B" is a true and accurate copy of an unpublished
Memorandum and Order in the matter of *Damian Martin v. City Hive, Inc.*,
23-cv-4933 (July 19, 2024).

4. I declare under penalty of perjury under the laws of the United States of
America that the foregoing is true and correct.

Dated: September 4, 2024
Garden City, New York



DAVID S. FEATHER

NIHAL ERKAN, on behalf of herself and all
Others similarly situated,

Plaintiffs,

-against-

DAVID A. HIDALGO, M.D., P.C.,

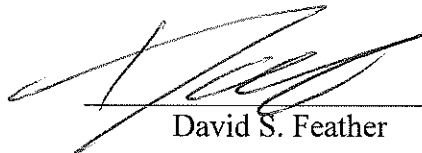
Defendant.

**REPLY AFFIRMATION OF DAVID S. FEATHER
IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED COMPLAINT**

Feather Law Firm, P.C.
Attorneys for Defendant
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Pursuant to 22 NYCRR 130-1.1, the undersigned, an attorney admitted to practice in the courts of New York State, certifies that, upon information and belief and reasonable inquiry, the contentions contained in the annexed document are not frivolous.

Dated: September 4, 2024



David S. Feather